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Docket No. 1399.1001

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**RESPONSE AND REQUEST FOR RECONSIDERATION  
UNDER 37 C.F.R. §1.116  
\*\* EXPEDITED PROCEDURE \*\***

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re the Application of

Gyu-Yeong SON et al.

Serial No.: 09/210,472

Confirmation No. 5435

Filed: December 14, 1998

For: **RESERVED PROGRAM RECORD SETTING METHOD AND APPARATUS FOR A  
PROGRAM PREVIEW**

Group Art Unit: 2615

Examiner: THAI B. TRAN

**RECEIVED**

**AUG 12 2004**

**Technology Center 2600**

MAIL STOP AF  
Commissioner for Patents  
PO Box 1450  
Alexandria, VA 22313-1450

Sir:

This is responsive to the Final Office Action mailed April 13, 2004, having a shortened period for response set to expire on July 13, 2004. A petition and fee for a one-month Extension of Time is enclosed, thereby extending the response period to August 13, 2004.

The following remarks are respectfully submitted.

08/11/2004 SZEWDIE1 00000016 09210472

**REMARKS**

01 FC:1251  
02 FC:1460

110.00 OP  
130.00 OP

**INTRODUCTION:**

Claims 16-85 are pending and under consideration. Reconsideration is requested.

**REVISED SUBMISSIONS UNDER RULE 131**

On pages 2-3 of the Office Action, the Examiner asserts that the Declaration under Rule 131 filed September 30, 2003 does not establish diligence from a date prior to the date of reduction to practice of Cato (U.S. Patent No. 6,412,111) to a constructive or actual reduction to practice for the instant application as is required to establish prior invention. Specifically, the Examiner asserts that the Declaration filed September 30, 2003 does not establish that the

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